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Attorneys for Appellants Pacific Western Bank and  
Coastline RE Holdings Corp.

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF OREGON

In re

**FAGERDALA USA – LOMPOC, INC.,**  
  
Debtor.

Case No. 14-34642-tmb11

Chapter 11

**APPELLANTS' STATEMENT OF  
ISSUES ON APPEAL**

Appellants, Pacific Western Bank and Coastline RE Holdings Corp. (together,  
“Lender-Appellants”), submit the following issues on appeal:

1. Did the Bankruptcy Court err when it entered its Order Confirming Fourth Amended Plan of Reorganization?
2. Did the Bankruptcy Court err when it entered its Order Granting Motion to Designate Votes?

3. Did the Bankruptcy Court err when it permitted the Debtor-Appellee to reclassify the claims that Lender-Appellant's purchased?

4. Did the Bankruptcy Court err when it determined that Lender-Appellant's acted in bad faith? Did the Bankruptcy Court apply incorrect general parameters of law to determine whether Lender-Appellants acted in good faith? Did the Bankruptcy Court err when it applied those general parameters to Lender-Appellants and the facts of this case?

DATED this 6th day of October, 2015.

**PARKER, MILLIKEN, CLARK, O'HARA &  
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*/s/ Teresa H. Pearson*

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I hereby certify that I served the foregoing Appellants' Statement of Issues on  
Appeal on

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by the following indicated method or methods:

- ☐ by **mailing** full, true, and correct copies thereof in sealed, first-class postage-prepaid envelopes, addressed to the attorneys as shown above, the last-known office addresses of the attorneys, and deposited with the United States Postal Service at Portland, Oregon, on the date set forth below.
- ☒ by transmitting full, true, and correct copies thereof to the attorney through the court's **Cm/ECF system** on the date set forth below.
- ☐ by sending full, true, and correct copies thereof via **overnight courier** in sealed, prepaid envelopes, addressed to the attorneys as shown above, the last-known office addresses of the attorneys, on the date set forth below.
- ☐ by causing full, true, and correct copies thereof to be **hand-delivered** to the attorneys at the attorneys' last-known office addresses listed above on the date set forth below.

DATED this 6th day of October, 2015.

/s/ Teresa H. Pearson

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